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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/511,895	10/20/2004	David Burnet Sugden	4412-12	6377

23117 7590 07/12/2006
NIXON & VANDERHYE, PC
901 NORTH GLEBE ROAD, 11TH FLOOR
ARLINGTON, VA 22203



EXAMINER	
SINGH, SUNIL	
ART UNIT	PAPER NUMBER

3673

DATE MAILED: 07/12/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

1-MO.
Non-Compln.
DOCKETED

CLT/MTTER 4412-12
MAIL DATE 7/12/06
DUE DATE Aug. 12, 2006
FINAL DUE DATE Jan. 12, 2007
DOCKETED BY JCL

**Notice of Non-Compliant
Amendment (37 CFR 1.121)**

Application No.

10/511,895

Examiner

Sunil Singh

Applicant(s)

SUGDEN, DAVID BURNET

JUL 14 2006

Art Unit

3673

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on 07 April 2006 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- 1. Amendments to the specification:
 - A. Amended paragraph(s) do not include markings.
 - B. New paragraph(s) should not be underlined.
 - C. Other _____.
- 2. Abstract:
 - A. Not presented on a separate sheet. 37 CFR 1.72.
 - B. Other _____.
- 3. Amendments to the drawings:
 - A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
 - B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
 - C. Other _____.
- 4. Amendments to the claims:
 - A. A complete listing of all of the claims is not present.
 - B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
 - D. The claims of this amendment paper have not been presented in ascending numerical order.
 - E. Other: See Continuation Sheet.
- 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4):

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action. If any of above boxes 1. to 4. are checked, the correction required is only the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121.

Extensions of time are available under 37 CFR 1.136(a) **only** if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action.

Failure to timely respond to this notice will result in:

Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action; or

Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Legal Instruments Examiner (LIE), if applicable

SUNIL SINGH
PRIMARY PATENT EXAMINER

Telephone No. Art Unit 3673

Part of Paper No. 20060710

Continuation of 4(e) Other: Claim 3 is identified as "(Previously presented)"; however, it appears as if it should be identified as "(Original)" since there was never any changes made.

SUNIL SINGH
PRIMARY PATENT EXAMINER

Art Unit 3673

Building L



C#/M#: 4412-12

Serial No.: 10/511,895

Atty: Paul T. Bowen

Inventor/s: SUGDEN

Date: July 14, 2006

Title: OSCILLATING DISC CUTTER WITH SPEED
CONTROLLING BEARINGS

**Response to Notice of Non-Compliant
Amendment, Supplemental Amendment w/copy
of Notice of Non-Compliant Amendment**

Address Indication Form

Total Fee

Other: